City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Redevelopment Agency Special Meeting
Public Facilities Finance Authority Special Meeting

Tuesday, October 14, 2008 **6:30 pm**
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. PUBLIC COMMENTS
6. PRESENTATIONS
   A. **Introduction of Molly Cohen, Senior Services Assistant**
   Recommendation: Receive and file.

   B. **Parks, Trails & Recreation Commission and the Community Center Foundation Update on goals and accomplishments**
   Recommendation: Receive and file.

7. OLD BUSINESS
8. STAFF REPORTS
   A. **Tracy Robinson, Administrative Services Director**
   Redevelopment Tax Allocation Bonds Series 2008
   Recommendation: Adopted Resolution 2008-042 authorizing the issuance and sales of RDA Tax Allocation Bonds Series 2008.

   Convene Redevelopment Agency

   B. **Approve the issuance, sale and delivery of the Lafayette Redevelopment Project Tax Allocation Bonds, Series 2008 and approving (1) The Bond Purchase Agreement (2) Indenture of Trust (3) The Official Statement (4) Continuing Disclosure Certificate**
   Recommendation: Adopted Resolution R2008-04 approving the issuance, sale and delivery of the Lafayette Redevelopment Project Tax Allocation bonds, Series 2008 and approving the following document, in preliminary form: (1) The Bond Purchase Agreement (2) First Supplemental Indenture (3) The Preliminary Official Statement and (4) Continuing Disclosure Certificate

   Adjourn Redevelopment Agency

   Convene the Public Facilities Finance Authority

   C. **Approve the Public Facilities Financing purchase and sale of the Lafayette Redevelopment Project Tax Allocation Bonds, Series 2008**
   Recommendation: Adopt Resolution PF2008-01 (JPA) approving the Public Facilities Financing purchase and sale of the Lafayette Redevelopment Project Tax Allocation bonds, Series 2008.

Adjourn the Public Facilities Finance Authority

Reconvene Redevelopment Agency

9. PUBLIC HEARINGS

10. CONSENT CALENDAR

A. **City Council Minutes**
September 22, 2008
Recommendation: Approve.

B. **Ordinance 580 of the City Council of the City of Lafayette to change the zoning from Single-Family Residential District 15 (R-15) to Multiple-Family Residential District-A (MRA) and to approve a Development Agreement for Lafayette Park Terrace, 18-unit condominium project on 2-acres located at 3235 Mt. Diablo Court**
Recommendation: Waive second reading and adopt Ordinance 580.

C. **Resolution 2008-35 of the City Council of the City of Lafayette adopting a Mitigated Negative Declaration and approving a General Plan Amendment, Vesting Tentative Map, Design Review, Tree Permit, and Grading Permit for Lafayette Park Terrace, an 18-unit condominium project located at 3235 Mt. Diablo Court conditions of approval**
Recommendation: Adopt Resolution 2008-35.

D. **Request for encroachment agreement between property owner, Alan Ikeya and the City of Lafayette for a 3-foot picket fence, brick pillar mailbox, landscaping and irrigation at 3153 Indian Way. APN 237-042-002**
Recommendation: Approve encroachment agreement and authorize the City Clerk to record.

E. **Agreement relating for installation and maintenance of existing and new landscaping between property owners, William Vaughn and Maj-Brit Melugin and the City of Lafayette, for property located at 3581 Brook Street and 925 Oak Street. APN 241-190-003**
Recommendation: Accept agreement relating to installation and maintenance of existing and new landscaping and authorize the City Clerk to record.

F. **Agreement relating for installation and maintenance of existing and new landscaping between property owners, Lance Engeldinger and the City of Lafayette, for property located at 3518 Hamlin Road. APN 239-020-020**
Recommendation: Accept agreement relating to installation and maintenance of existing and new landscaping and authorize the City Clerk to record.

G. **Agreement relating for installation and maintenance of existing and new landscaping between property owners, Mark Lefanowicz and Katherine Lefanowicz and the City of Lafayette, for property located at 3372 Hermosa Way. APN 167-230-002**
Recommendation: Accept agreement relating to installation and maintenance of existing and new landscaping and authorize the City Clerk to record.

H. **E-mail from Pat Clarkson resigning from the Bicycle Pedestrian Advisory Committee**
Recommendation: Accept with regret.

I. **Letter from Gene Donaldson resigning from the Community Center Foundation**
Recommendation: Accept with regret.

J. **Letter from Richard W. Holt resigning from the Planning Commission effective December 31, 2008**
Recommendation: Accept with regret.

K. **2008 Mandatory Review of Conflict-of-Interest Code**
Recommendation: Receive and file.

L. **Status of City Investments**
Recommendation: Receive and file.

M. **Comments on Contra Costa Transportation Authority's Countywide Bicycle and Pedestrian Plan Update's Issues and Options Paper**
Recommendation: Receive and file.

N. **Proposed Projects for Miscellaneous Grant Application Submittals**
Recommendation: Receive and file.

11. COUNCIL/COMMISSION REPORTS
A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Councilmembers Brandt Andersson and Carol Federighi**
Report from League of California Cities Conference
Recommendation: Receive and file.

12. WRITTEN COMMUNICATIONS
A. **Letter dated September 20, 2008 from Nick "The Greek" Ioannidis, Founder National Immigrants Day, requesting a proclamation proclaiming October 28, 2008 National Immigrants Day.**
Recommendation: Discuss and direct staff.

B. **Request dated September 24, 2008 from Lori McDonald, Contra Costa CAER Group, Inc., requesting a proclamation proclaiming November 5, 2008 Shelter-in-Place Education Day.**
Recommendation: Discuss and direct staff.

C. **Letter received September 30, 2008 from Barbara Beratta, Daughters of the American Revolution Regent for the Mt. Diablo Chapter, requesting a proclamation proclaiming November as National American Indian Heritage Month.**
Recommendation: Discuss and direct staff.

D. **Letter received October 1, 2008 from Kathryn M. Kavanagh, Community Liaison Hospice of the East Bay, requesting a proclamation proclaiming November 2008 as National Hospice/Palliative Care Month.**
Recommendation: Discuss and direct staff.

13. ADJOURNMENT to the next regularly scheduled meeting on Monday, October 27, 2008.

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Action Agenda
City Council Special Meeting

Tuesday, October 14, 2008 8:00 pm
Lafayette Community Center – Sequoia Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS
5. CLOSED SESSION
   A. **Public Employee Performance Evaluation (Gov. Code section 54957)**
      Title: City Manager

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

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City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 17-95.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.